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(54) Theobromine synthase polypeptide of coffee plant and the gene encoding said polypeptide

(57) According to the present invention, the polypeptide of theobromine synthase derived from coffea arabica and the gene encoding said polypeptide are provided. As theobromine synthase participates in biosynthesis of caffeine, caffeineless coffee would be obtained by preparing a transformed plant, wherein expression of gene encoding said enzyme is inhibited.

EP 1 197 558 A2

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Description

BACKGROUND OF THE INVENTION

1. Field of the invention

[0001] This invention relates to theobromine synthase polypeptide and the gene encoding said enzyme.

2. Prior art

[0002] Coffee is a drink consumed all over the world with favorite and its utility is markedly large. On the other hand, it is known that excessive ingestion of caffeine, which is contained in coffee, causes harmful effects. Caffeine is one of xanthine derivatives and theophylline and theobromine are also the members of the xanthine derivatives. These xanthine derivatives are known to inhibit phosphodiesterase, thereby the amount of cAMP is increased. As the result, xanthine derivatives exhibit excitatory effect on the central nerves system and enhance function of the circulatory system. When they are ingested at a suitable amount, such effects of xanthine derivatives are useful for spiritual elevation. However, when the amount of digestion is excessive, they would cause harmful effects as mentioned above. Therefore, there has been a strong demand on production of a caffeine-less coffee all over the world.

[0003] To obtain caffeine-less coffee, attempts to obtain a gene involved in biosynthesis of xanthine derivatives have been performed, in the purpose to achieve artificial control of biosynthesis of caffeine. In Fig. 1 (cited from Advances in Botanical Research, Vol. 30, Academic Press (1999) p149), the pathway working for caffeine biosynthesis in coffee plants is shown. In Fig. 1, the arrow with solid line indicates the main pathway of caffeine synthesis and the arrow with dotted line indicates the minor pathway of caffeine synthesis, respectively. As shown in the second line of Fig. 1, the pathway operating for biosynthesis of caffeine from xanthosine via 7-methylxanthine and theobromine has been known, which is the main pathway for biosynthesis of caffeine biosynthesis in coffee plants. The latter half of the main biosynthesis pathway of caffeine is composed of three steps of N-methylation reactions. These N-methylation reactions have been known to be dependent on S-adenosylmethoinine. There also exists a pathway (third line in Fig. 1) in which caffeine is biosynthesized from 7-methylxanthine via para-xanthine, but it is known that contribution of this pathway is not significant. With regard to the first methylation reaction to synthesize 7-methylxanthine, a gene encoding an enzyme responsible for said reaction has been obtained and it has been already reported (International Laid-Open Publication No. WO 97/35960). However, genes involved in the second step methylation reaction and the third step methylation reaction have not been known yet. For effective and accurate manipulation of caffeine biosynthesis, more knowledge on genes that encode enzymes involved in caffeine biosynthesis should be obtained.

SUMMARY OF THE INVENTION

[0004] The first aspect of this invention is a polypeptide consisting of an amino acid sequence defined by amino acid numbers from 1 to 378 shown in SEQ ID NO: 1 in a Sequence List. A polypeptide consisting of an amino acid sequence exhibiting at least 90% of homology with SEQ ID NO: 1 is also within the scope of this invention, so far as the polypeptide has the activity to biosynthesize theobromine using 7-methylxanthine as the substrate. Such sequence may be obtained by making deletions, insertions, substitutions or any combinations thereof in the amino acid sequence of SEQ ID NO: 1.

[0005] The second aspect of this invention is a gene consisting of a base sequence defined by base numbers from 1 to 1298 shown in SEQ ID NO: 2 in a Sequence List. A gene that hybridizes with SEQ ID NO: 2 under a stringent confdition and a gene consisting of a base sequence exhibiting at least 90% of homology with SEQ ID NO: 2 is also within the scope of this invention, so far as the gene encodes a polypeptide having the activity to biosynthesize theobromine using 7-methylxanthine as the substrate. Such sequence may be obtained by making deletions, insertions, substitutions or any combinations thereof in the base sequence of SEQ ID NO: 2.

[0006] The third aspect of this invention is a transformed plant wherein expression of said gene is inhibited in the plant to decrease biosynthesis of theobromine and a seed obtained from the transformed plant. Preferably, the plant to be transformed is selected from the group consisting of Coffea arabica, Coffea canephora, Coffea liberica and Coffea dewevrei.

[0007] The fourth aspect of this invention is a transformed plant wherein said gene is introduced in the plant to increase biosynthesis of theobromine and a seed obtained from the transformed plant. Preferably, the plant to be transformed is selected from the group consisting of Coffea arabica, Coffea canephora, Coffea liberica and Coffea dewevrei.

BRIEF DESCRIPTION OF THE DRAWINGS

[0008] The present invention will be further explained in detail hereafter with reference to the accompanying drawings, in which:

Fig. 1 is a drawing showing the pathway of caffeine biosynthesis ;
Fig. 2 is a drawing showing base sequences of cDNAs obtained from MTL1, MTL2, MTL3 and MXMT1;
Fig. 3 is a drawing showing alignment of amino acid sequences obtained from MXMT1, MTL2 and MTL3 ;
Fig. 4 is a photograph showing the results of SDS-PAGE analyses performed on fusion proteins obtained from MTL2, MTL3 and MXMT1 ;
Fig. 5 is a photograph showing the results of TLC to analyze enzymatic activities of the fusion proteins obtained from MTL2, MTL3 and MXMT1 ; and
Fig. 6 is a chart showing the results of HPLC performed to identify reaction products in the enzymatic reaction mixture of the fusion protein obtained from MXMT1 identified by HPLC.

DETAILED DESCRIPTION OF THE INVENTION

[0009] The present inventors remarked an enzyme participating to the second methylation step reaction and responsible for biosynthesis of theobromine, and they have obtained the gene encoding the enzyme. The enzyme is an enzyme operating to catalyze biosynthesis of theobromine from 7-methylxanthine. Therefore, when expression of the gene encoding said enzyme in inhibited, it would result in decrease of theobromine biosynthesis. In the pathway of caffeine biosynthesis, caffeine is synthesized through N-methylation of theobromine. Then when biosynthesis of theobromine is inhibited, biosynthesis of caffeine would be inhibited as well. As described above, theobromine and caffeine exhibit similar pharmacological effect as xanthine derivatives. Therefore, isolation of a gene encoding an enzyme, which enables concurrent manipulation of theobromine biosynthesis and caffeine biosyntheses, has a great significance. That is, if a gene encoding an enzyme responsible for the final step of caffeine biosynthesis, i.e. the third methylation step, is isolated, then expression of the gene can be inhibited. As a result, biosynthesis of caffeine would be reduced, but biosynthesis of theobromine would not be reduced. Moreover, accumulation of theobromine is expected to occur, as the metabolism of theobromine is inhibited. Thus, considering that pharmacological effect of theobromine is similar to that of caffeine, the effect of the present invention, which relates to isolation of a gene encoding theobromine synthase, can be estimated to be significant.

[0010] The present invention relates to theobromine synthase gene derived from Coffea arabica, consisting of a base sequence defined by the base numbers 1 to 1298 shown in SEQ.ID. NO:2 in a Sequence List. As described above, in coffee plants, theobromine synthase catalyzes methylation reaction at biosynthesis of theobromine using 7-methylxanthine as the substrate. The gene defined by the base sequence described in SEQ.ID. NO:2 in a Sequence List is a gene encoding theobromine synthase having such characteristic.

[0011] According to technique of gene recombination, artificial modification can be achieved at a specific site of basic DNA, without alteration or with improvement of basic characteristic of said DNA. Concerning a gene having native sequence provided according to this invention or modified sequence different from said native sequence, it is also possible to perform artificial modification such as insertion, deletion or substitution to obtain gene of equivalent or improved characteristic compared with said native gene. Moreover, a gene with such mutation is also included in the range of this invention. That is, the gene, consisting of a base sequence hybridizes with said base sequence shown in SEQ ID NO: 2 in the sequence list under stringent condition, means a gene in which 10 or less, preferably 7 or less, and more preferably 3 or less bases of the sequence is deleted, substituted or added to the base sequence shown in SEQ ID NO: 2 in a Sequence List. Moreover, such gene exhibits homology 90% or more, preferably 95% or more and still preferably 99% or more with the base sequence shown in SEQ ID NO: 2 in a Sequence List. In addition, such gene hybridizes with the base sequence shown in the SEQ ID NO: 2 in a Sequence List under stringent condition. Such gene is also within the range of this invention so far as it encodes a polypeptide having the characteristic as theobromine synthase, that catalyzes biosynthesis of theobromine using 7-methylxanthine as the substrate.

[0012] Furthermore, this invention relates to polypeptide of theobromine synthase derived Coffea arabica, consisting of an amino acid sequence defined by the amino acid numbers from 1 to 378 shown in SEQ ID NO: 1 in a Sequence List. The polypeptide consisting of an amino acid sequence in which a part of said polypeptide defined by amino acid sequence shown in SEQ ID NO: 1 is deleted, substituted or added with another amino acid sequence means a polypeptide in which 10 or less, preferably 7 or less, and more preferably 3 or less amino acids of the sequence is deleted, substituted or added to the amino acid sequence shown in SEQ ID NO: 1 in a Sequence List. Moreover, such polypeptide exhibits homology 90% or more, preferably 95% or more and still preferably 99% or more with the amino acid sequence shown in SEQ ID NO: 1 in a Sequence List. Such polypeptide is also within the range of this invention so far as it exhibits characteristic as theobromine synthase, that catalyzes biosynthesis of theobromine using 7-methylxanthine

as the substrate. Incidentally, the polypeptides shown in SEQ.ID. NO:3, SEQ.ID. NO:5 and SEQ.ID. NO:7 in a Sequence List can be obtained from coffee arabica (Coffea arabica), and the polypeptides have higher than 80% of homology compared with the amino acid sequence of SEQ.ID. NO:1 in a Sequence List. These three polypeptides did not exhibit activity as theobromine synthase, despite of high homology to SEQ.ID. NO:1 in a Sequence List.

[0013] A transformed plant, in which expression of theobromine synthetase gene described in SEQ.ID. NO:2 in a Sequence List is inhibited to decrease biosynthesis of theobromine, is also within the scope of the present invention. The theobromine synthase gene of the present invention is, as mentioned above, a gene encoding an enzyme involved in biosynthesis of theobromine in coffea arabica. Thus, by inhibiting expression of the gene according to the present invention, biosynthesis of theobromine is assumed to decrease in a plant, whereby it enables decrease of theobromine content and caffeine content in the plant. As a plant of the target in which expression of theobromine synthase gene of the present invention is inhibited, coffee plants such as Coffea arabica, Coffea canephora, Coffea liberica and Coffea dewevrei and the like can be exemplified.

[0014] In these plants, by inhibiting expression of the gene of the present invention, biosyntheses of theobromine and caffeine would be reduced. As a means for inhibiting expression of the gene of the present invention, a method utilizing an antisense gene (antisense gene method) can be adopted. The antisense gene means a gene that expresses a base sequence complementary to mRNA, a transcription product of DNA constituting a certain gene. The transcription product of the antisense gene is complementary to an inherent mRNA, then the antisense gene can inhibit gene expression at the stage of translation. By utilizing this technique, expression of theobromine synthase gene can be inhibited.

[0015] In addition, other methods that can inhibit expression of a gene have been known. By destruction of a targeted gene, expression of the gene can be inhibited. Moreover, in a plant, technique of co-suppression (transwitch technique) has been known. According to the technique, expression of the targeted gene can be inhibited by phenomenon of gene interference, even when sense gene is introduced and over-expressed. Moreover, it has been reported in recent years that Doublestranded RNA interference (RNAi) method using a double stranded RNA is effective to inhibit expression of a gene (Chiou-Fen Chuang et al. PNAS (2000) vol. 97, 4985-4990). It has been demonstrated that a double strand RNA can inhibit expression of a gene in a sequence specific manner, according to the research mainly utilizing nematodes (C.elegans) or fruit fly. In the RNAi method, such double strand RNA is utilized and it has been recently demonstrated that the method is effective for not only nematodes or fruit fly but also for plants such as Arabidopsis thaliana Heynh. The mechanism involved in inhibition of gene expression by the RNAi method is not known yet. However, this method would enable inhibition of expression of a gene, with higher efficiency compared with the above-mentioned antisense method.

[0016] By the way, purine alkaloids such as caffeine and theobromine, can exhibit effect to avoid insects and the effect is considered to be the existence value of purine alkaloids in a plant. Thus, the gene of the present invention can be introduced in a plant and biosythesis of theobromine can be increased in the plant, whereby the plant body would exhibit insect-avoiding activity. As described above, the enzyme of the present invention is responsible for biosynthesis of theobromine using 7-methylxantine as the substrate. Therefore, it is assumed that, when the above-mentioned gene encoding the 7-methylxanthine synthase (International Laid-Open Publication WO 97/35960) and the gene of the present invention are introduced into a plant concurrently, the effect would be particularly significant. When the activity of 7-methylxanthine synthase is enhanced, the amount of substrate available for the enzyme according to the present invention would be increased. As a result, accumulation of theobromine, which is the objective product, is expected to occur.

[0017] As a method to produce a transformant, a method generally well known in this art can be adopted. A vector available for the present invention may include plasmid vectors, for example pBI121 can be exemplified, but the scope the vector is not to be limited to them. Such vector can be introduced into, for example, Agrobacterium. Then the bacteria can be utilized for infection of callus or plantlets, resulting in production of transformed plants. Furthermore, it is possible to obtain seeds derived from such transformed plants. In Japanese Laid-Open Patent Application No. 2000-245485, the present inventors have reported a method comprising infection of an embryogenic callus of a coffee plant by Agrobacterium tumefaciens EHA101 and the method enables transformation of coffee plants with high efficacy. The method for transformation described in Japanese Laid-Open Patent Application No. 2000-245485 is assumed to be particularly useful.

EXAMPLES

(Amplification by PCR)

[0018] A pair of degenerate oligonucleotide (Forward primer, GGITGYDSIDSIGGICCIAAYAC; Reverse primer, ARIYKIYYRTRRAAISWICCIGG) was synthesized, based on the region conserved among TCS1 (Kato et al., 2000, GenBank accession no. AB031280) and two proteins (Z99708 and AC008153), with their functions unknown, of Arabidopsis

thaliana. These oligonucleotides correspond to amino acid sequences of GC(A/S)(A/S)GPNT and PGSF(H/Y)(G/K)(R/N)LF, respectively. In a 25 μl of reaction mixture containing Coffea arabica cDNA and the above-mentioned primer pair, PCR was performed under the conditions described below. That is, after reaction at 94°C for one minute, 30 cycles of denaturation at 94°C for 30 seconds, annealing at 52°C for 30 seconds and extension at 72°C for one minutes was performed, which was followed by a final extension at 72°C for 7 minutes, whereby the PCR reaction was completed. The amplified cDNA fragment of about 270 base pairs was used for screening of cDNA library.

(cDNA library construction and screening)

[0019] Total RNA was extracted from young leaves of coffee (Coffea arabica) and it was purified to mRNA by oligo-dT column (Pharmacia). cDNA was synthesized from mRNA using ZAPII cDNA synthesis kit (Stratagene), it was introduced into λZAPII vector to prepare phage library. Then cDNA library was screened using the above-mentioned amplified fragment as a probe. Thirty-five of resulting positive plaques were selected randomly and converted to plasmids, then physical mappping and partial sequencing were performed. As a result, they were clarified into 4 groups of independent clones.

[0020] Clones #1, #6, #35 and #45 were representatives of each group having the longest lengths close to full length cDNAs, and base sequences of the clones were determined. Moreover, the deduced amino acid sequences encoded by the open reading frame regions of the base sequences were determined. The base sequences determined by sequencing were shown in Fig. 2. The base sequence of cDNA obtained on the clone #45 was shown in SEQ.ID. NO: 2 in a Sequence List and in Fig. 2D. The region corresponding to open reading frame of said gene ranged from base numbers 32 to 1168, and the deduced amino acid sequence encoded by said region was shown in SEQ.ID. NO:1 in a Sequence List. Moreover, the base sequence of cDNA obtained on the clone #1 was shown in SEQ.ID. NO:4 in a Sequence List and in Fig. 2A. The region corresponding to open reading frame of said gene ranged from base numbers 14 to 1171, and the deduced amino acid sequence encoded by said region was shown in SEQ.ID. NO:3 in a Sequence List. Furthermore, the base sequence of cDNA obtained on the clone #6 was shown in SEQ.ID. NO:6 in a Sequence List and in Fig. 2B. The region corresponding to open reading frame of said gene ranged from base numbers 44 to 1201, and the deduced amino acid sequence encoded by said region was shown in SEQ.ID. NO:5 in a Sequence List. Moreover, the base sequence of cDNA obtained on the clone #35 was shown in SEQ.ID. NO:8 in a Sequence List and in Fig. 2C. The region corresponding to open reading frame of said gene ranged from base numbers 45 to 1163, and the deduced amino acid sequence encoded by said region was shown in SEQ.ID. NO:7 in a Sequence List. In the following, the gene corresponds the clone #45 was designated to MXMT1, the clone #1 was designated to MTL1, the clone # 6 was designated to MTL2, and the clone #35 was designated to MTL3, respectively.

[0021] The alignment compared among amino acid sequences encoded by MXMT1, MTL1, MTL2 and MTL3 was shown in Fig. 3. As a result, it was shown that these four sequences exhibit extremely high homology. To confirm the functions charge by these polypeptides, genes corresponding to each clone were expressed in E. coli to confirm their enzymatic activities.

(Expression of GST fused protein)

[0022] The open reading frame regions of MTL1 (Clone #1), MTL2 (Clone #6), MTL3 (Clone #35) and MXMT1 (Clone #45) were amplified by PCR (polymerase chain reaction). Then, they were optionally cloned into pGEX 4T-2 vector (Pharmacia) and E. coli (JM109) cells were transformed with the resulting plasmids. The obtained E. coli cells were cultured in LB liquid medium containing ampicillin. When OD600 of the culture reached to 0.5, IPTG (isopropyl thio-β-D-galactoside) was added to it and the final concentration of IPTG was made to 1 mM, then the mixture was further cultured at 16°C for 6 hours. E. coli was desrupted by a sonicator and the protein of the purpose was purified by glutathione Sepharose 4B as a GST (glutathione S-transferase) fusion protein. Concentration of the protein was measured by the Bradford method. Each of the GST fusion protein (500 ng) was separated by SDS-PAGE (sodium dodecyl sulfate polyacrylamide gel electrophoresis), then it was stained by CBB (coumasie Brilliant Blue) to confirm purification. The purities of the resulting GST fusion proteins were analyzed by SDS-PAGE and the results were shown in Fig. 4. In Fig. 4, lane 1 shows the result of MTL2 fusion protein, lane 2 shows the result of MTL3 fusion protein, lane 3 shows the result of MXMT1 fusion protein, respectively. As a result, the resulting three fusion proteins were shown to be approximately pure.

(Measurement of enzymatic activities by thin layer chromatography)

[0023] Measurement of enzymatic activity was performed using thin layer chromatography (TLC), based on the method of Kato et al. (Plant Physiol., 1996, 98, 629-636). In concrete, the reaction mixture of 100 μl, containing 100 mM Tris-HCl (pH 7.5), 200 μM substrate (xanthine, 7-methylxanthine, theobromine, paraxanthine, theophylline), 4 μM ^{14}C-

labeled S-adenosylmethionine, 200 μM $MgCl_2$, 200 ng GST fusion protein, was incubated at 27°C for 2 hours. After the reaction, the resulting mixture was extracted with 1 ml of chloroform, the chloroform layer was recovered, then chloroform was evaporated by speed back concentrator. The residue was dissolved in 5 μl of 50% methanol solution, then the solution was developed by TLC (solvent for development was water:acetic acid:n-butanol= 2:1:4, v/v/v). After the development, signal of radio activity was detected by image analyzer (Fuji BAS 2000). The result of enzymatic activity, which was measured on the fusion proteins derived from MTL2, MTL3 and MXMT1 using xanthine (X), 7-methylxanthine (7-Mx), theobromine (Tb), paraxanthine (Px) and theophylline (Tp) as the substrate, was shown in Fig. 5. From Fig. 5, it was revealed that the fusion protein derived from MXMT1 exhibited potent activity to synthesize theobromine, using 7-methylxanthine as the substrate. The fusion protein derived from MXMT1 also exhibited activity to synthesize caffine, using paraxanthine as the substrate, but its relative activity was 15% of the above-mentioned activity. On the other hand, the fusion proteins derived from MTL2 and MTL3 did not exhibit activity as a methyl transferase, using the above-mentioned compounds as the substrate.

(Enzymatic activity measurement and identification of the product by HPLC)

[0024] Using high performance liquid chromatography (HPLC), enzymatic activity of the MXMT1 fusion protein was measured and reaction product obtained from the enzymatic reaction was identified. The reaction mixture of 100 μl, containing 100 mM Tris-HCl (pH 7.5), 200 μM of substrate (7-methylxanthine, paraxanthine, theobromine), 50 μM of S-adenosylmethionine, 200 μM of $MgCl_2$, 200 ng of GST fusion protein, was incubated at 27°C for 2 hours. After incubation, the mixture was extracted with 1 ml of chloroform, the chloroform layer was recovered, then chloroform was evaporated by a speed back concentrator. The residue was dissolved in 50 μl of 12% acetonitrile. Then the solution was fractionated by HPLC (Shodex Rspak DS-613 column) provided with UV detection system. As the solution for development, 12% acetonitrile was used and the signal was detected for absorbance of 254 nm.

[0025] The result was shown in Fig. 6. The MXMT1 fusion protein was reacted with S-adenosylmethionine and 7-methylxanthine, which is the substrate and the reaction product was analyzed by HPLC. The chart exhibiting the result was shown in Fig. 6A. Moreover, theobromine was analyzed for a standard compound using HPLC and the chart exhibiting the result was shown in Fig. 6B. For preparation of negative standard, the MXMT1 fusion protein, S-adenosylmethionine and 7-methylxanthine was mixed and the reaction was immediately stopped and the chart exhibiting the result was shown in Fig. 6C. For standard products, 7-methylxantine, theobromine, paraxanthine and caffeine were analyzed by HPLC, and the chart exhibiting the result was shown in Fig. 6D. Furthermore, S-adenosylmethionine and 7-methylxanthine was reacted with MXMT1 fusion protein and then theobromine was added to the reaction mixture. The chart exhibiting the result was shown in Fig. 6E. The peak position of the reaction product detected in Fig. 6A coincided with the position of theobromine, which was analyzed as the standard compound. In addition, when theobromine was added to the enzymatic reaction mixture, only one peak was observed. Therefore, it was shown that theobromine was formed by enzymatic reaction of the MXMT1 fusion protein, using 7-methylxantine as the substrate.

[0026] According to the present invention, the polypeptide of theobromine synthase derived from coffea arabica and the gene encoding said polypeptide were provided. As theobromine synthase participates in biosynthesis of caffeine, caffeineless coffee would be obtained by preparing a transformed plant, wherein expression of gene encoding said enzyme was inhibited.

)OCID: <EP___1197558A2_I_>

Sequence Listing

<110> President of Nara Institute Science and Technology

<120> Theobromine synthase polypeptide of coffee plant and the gene encoding said polypeptide

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<212> Amino acid

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GCATTTGTAA AGGAGTTGAA TTAGACGCCC GGAATGCCAT AGACTTACTT GAGATGGCAA 780

TAAACGACTT GGTTGTTGAG GGACATCTGG AGGAAGAAAA ATTGGATAGT TTCAATCTTC 840

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```

Claims

1. A polypeptide consisting of an amino acid sequence of following (a) or(b):

   (a) an amino acid sequence defined by amino acid numbers from 1 to 378 shown in SEQ ID NO: 1 in a Sequence List,
   (b) an amino acid sequence in which a part of said amino acid sequence (a) is deleted or another amino acid sequence is added to said amino acid sequence (a) or a part of amino acid sequence (a) is substituted with another amino acid sequence, the amino acid sequence (b) having the activity to biosynthesize theobromine using 7-methylxanthine as the substrate.

2. A polypeptide consisting of an amino acid sequence exhibiting at least 90% of homology with an amino acid sequence defined by amino acid numbers from 1 to 378 shown in SEQ ID NO: 1 in a Sequence List.

3. A gene encoding the polypeptide according to Claims 1 or 2.

4. A gene consisting of a base sequence of following (c), (d) or (e):

   (c) a base sequence defined by base numbers from 1 to 1298 shown in SEQ ID NO: 2 in a Sequence List,
   (d) a base sequence in which a part of base sequence (c) is deleted or another base sequence is added to said base sequence (c) or a part of base sequence (c) is substituted with another base sequence, the base sequence (d) encoding a polypeptide having the activity to biosynthesize theobromine using 7-methylxanthine as the substrate.
   (e) a base sequence that hybridizes with said base sequence (c) under stringent condition, the base sequence (e) encoding a polypeptide having the activity to biosynthesize theobromine using 7-methylxanthine as the substrate.

5. A gene consisting of a base sequence exhibiting at least 90% of homology with a base sequence defined by base numbers from 1 to 1298 shown in SEQ ID NO: 2 in a Sequence List.

6. A transformed plant wherein expression of the gene according to Claims 3 to 5 is decreased in the plant to inhibit biosynthsis of theobromine.

7. The transformed plant according to Claim 6, wherein antisense gene method is utilized to inhibit biosynthesis of theobromine.

8. The transformed plant according to Claim 6, wherein said plant is selected from the group consisting of Coffea arabica, Coffea canephora, Coffea liberica and Coffea dewevrei.

9. A seed obtained from the transformed plant according to Claims 6 or 8.

10. A transformed plant wherein gene according to Claims 3 to 5 is introduced in the plant to increase biosynthsis of theobromine.

11. The transformed plant according to Claim 10, wherein said plant is selected from the group consisting of Coffea arabica, Coffea canephora, Coffea liberica and Coffea dewevrei.

12. A seed obtained from the transformed plant according to Claims 10 or 11.

13. A method for production of a transformed plant in which biosynthesis of theobromine is inhibited in the plant by decreasing expression of the gene according to Claims 3 or 5.

14. The method according to Claim 13, wherein antisense gene method is utilized to inhibit biosynthesis of theobromine.

15. A method for production of a transformed plant in which biosynthesis of theobromine is enhanced in the plant by enhancing expression of the gene according to Claims 3 or 5.

FIG. 1

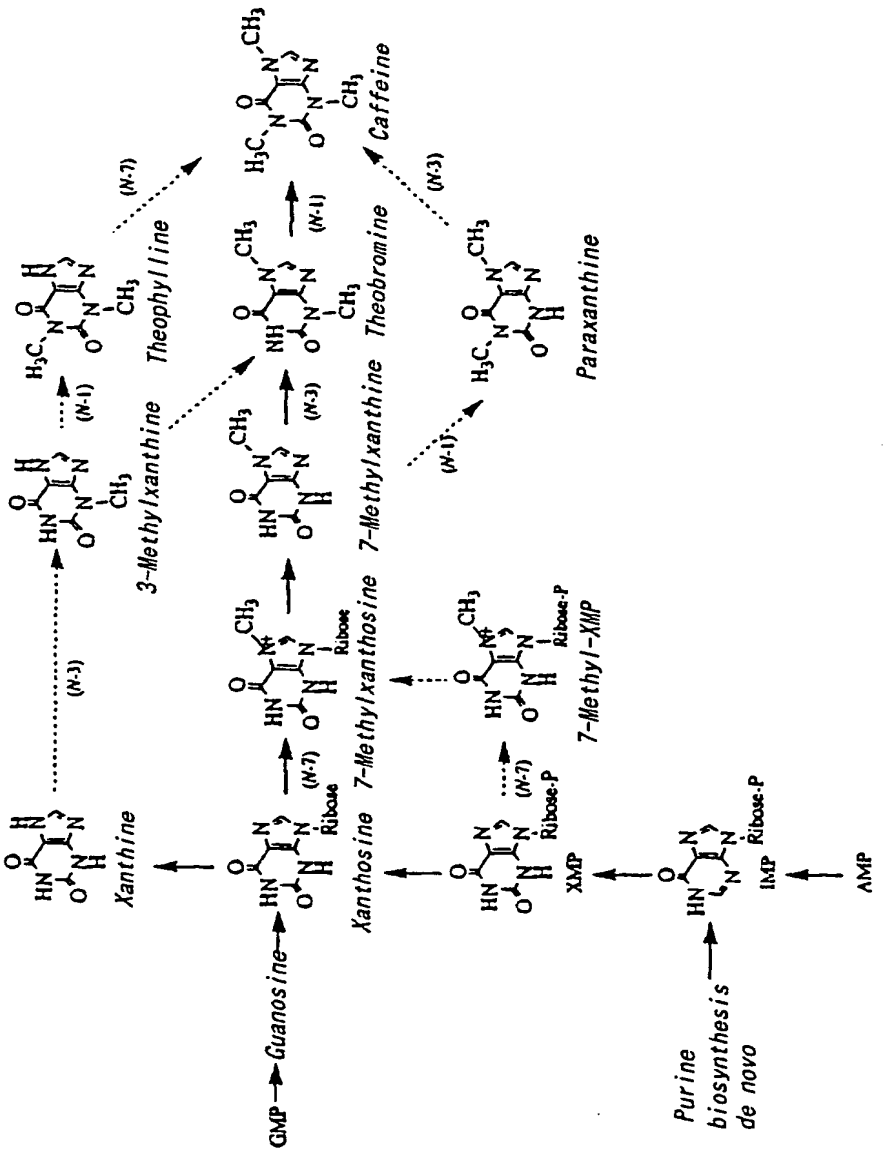

FIG. 2

A

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B

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C

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D

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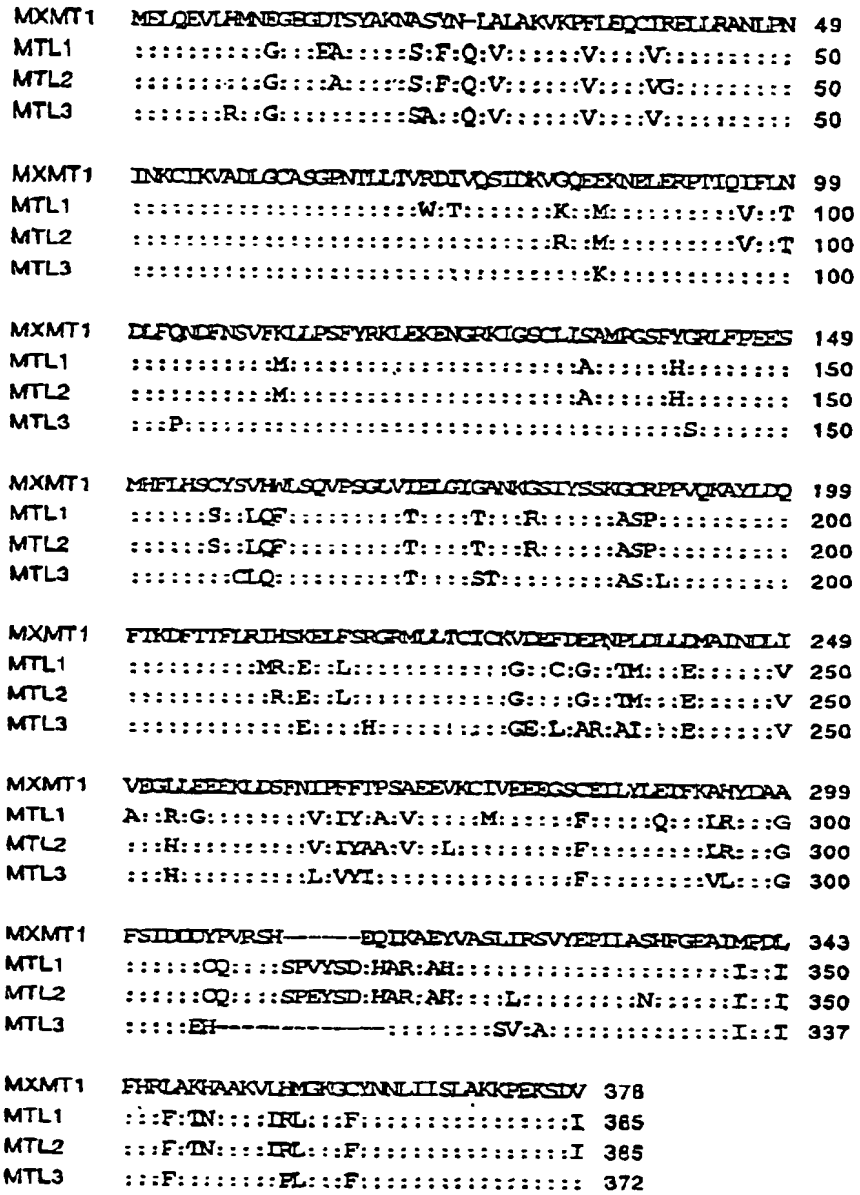
FIG. 3



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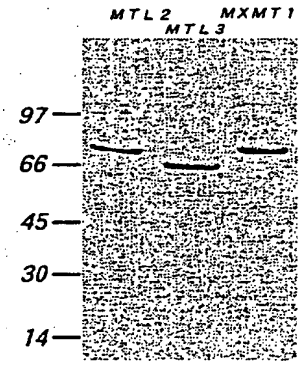

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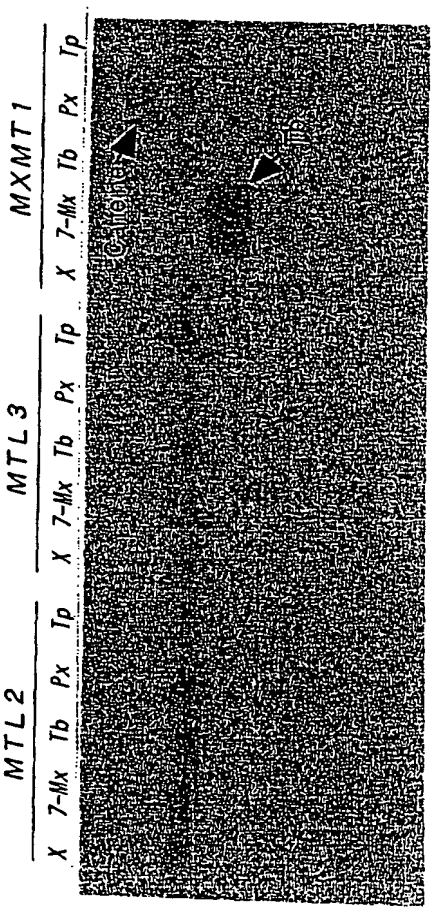
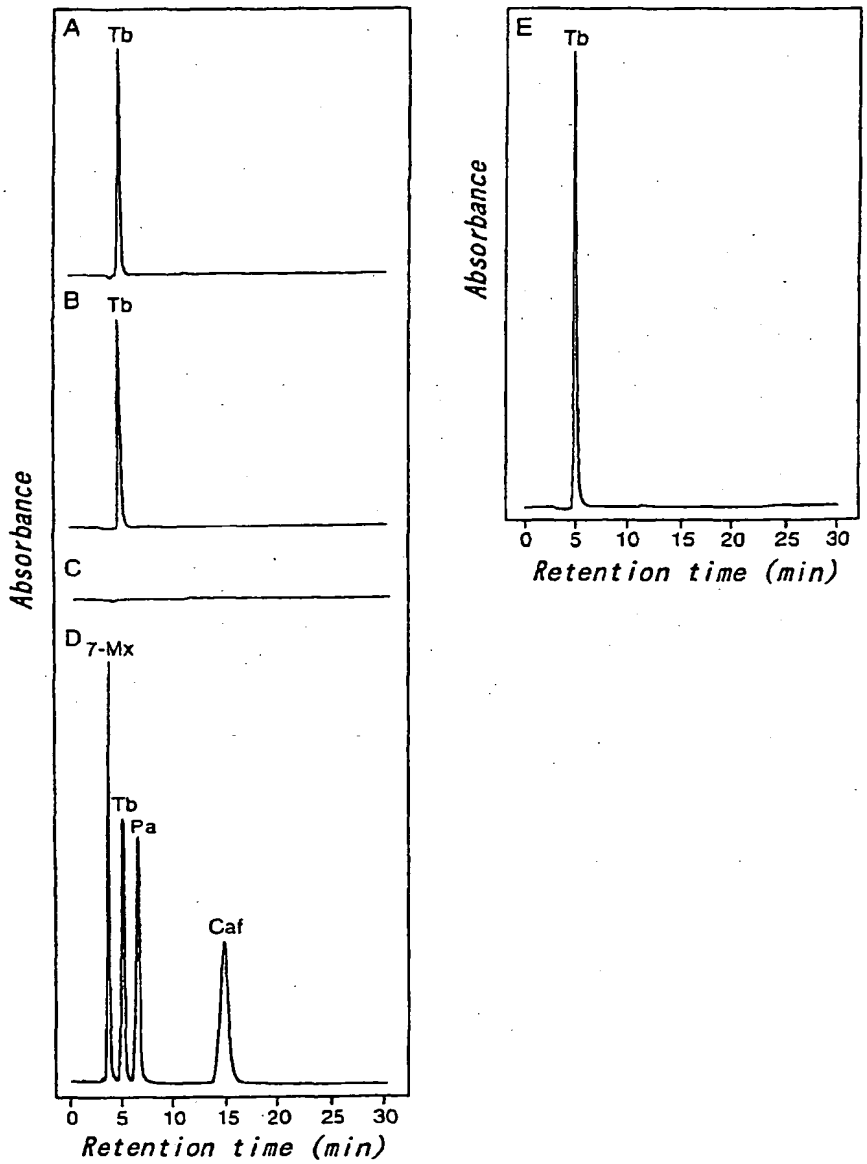


FIG. 6



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(54) Theobromine synthase polypeptide of coffee plant and the gene encoding said polypeptide

(57) According to the present invention, the polypeptide of theobromine synthase derived from coffea arabica and the gene encoding said polypeptide are provided. As theobromine synthase participates in biosynthesis of caffeine, caffeineless coffee would be obtained by preparing a transformed plant, wherein expression of gene encoding said enzyme is inhibited.

EP 1 197 558 A3

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European Patent Office

PARTIAL EUROPEAN SEARCH REPORT

which under Rule 45 of the European Patent Convention shall be considered, for the purposes of subsequent proceedings, as the European search report

Application Number EP 01 12 2628

DOCUMENTS CONSIDERED TO BE RELEVANT

Category	Citation of document with indication, where appropriate, of relevant passages	Relevant to claim	CLASSIFICATION OF THE APPLICATION (Int.Cl.7)
X	KATO M ET AL: "Caffeine synthase gene from tea leaves" NATURE, vol. 406, 31 August 2000 (2000-08-31), pages 956-957, XP002173208 ISSN: 0028-0836 * the whole document * ---	1-9,13, 14	C12N15/82 C12N9/10 C12N15/11
X	MAZZAFERA P. ET AL.: "S-ADENOSYL-L-METHIONINE:THEOBROMINE 1-N-METHYLTRANSFERASE, AN ENZYME CATALYSING THE SYNTHESIS OF CAFFEINE IN COFFEE" PHYTOCHEMISTRY, vol. 37, no. 6, - 1994 pages 1577-1584, XP001040595 * page 1577, column 2, paragraph 3; figure 1; table 1 * --- -/--	1-9,13, 14	

TECHNICAL FIELDS SEARCHED (Int.Cl.7)

C12N

INCOMPLETE SEARCH

The Search Division considers that the present application, or one or more of its claims, does/do not comply with the EPC to such an extent that a meaningful search into the state of the art cannot be carried out, or can only be carried out partially, for these claims.

Claims searched completely :

Claims searched incompletely

Claims not searched :

Reason for the limitation of the search:

see sheet C

Place of search	Date of completion of the search	Examiner
BERLIN	1 October 2002	Schönwasser, D

CATEGORY OF CITED DOCUMENTS

X : particularly relevant if taken alone
Y : particularly relevant if combined with another document of the same category
A : technological background
O : non-written disclosure
P : intermediate document

T : theory or principle underlying the invention
E : earlier patent document, but published on, or after the filing date
D : document cited in the application
L : document cited for other reasons

& : member of the same patent family, corresponding document

EPO FORM 1503 03.82 (P04C07)

European Patent Office

INCOMPLETE SEARCH
SHEET C

Application Number
EP 01 12 2628

Claim(s) searched completely:
1-5,7-12,14,15

Claim(s) searched incompletely:
6,13

Reason for the limitation of the search:

Present claims 6 and 13 relate to a transgenic plant or a method for producing such a plant defined by reference to a desirable characteristic or property, namely the desirable property of a transgenic plant to have a decreased gene expression.

The claims cover all transgenic plants and methods for producing such plants having this characteristic or property, whereas the application provides support within the meaning of Article 84 EPC and disclosure within the meaning of Article 83 EPC for only a very limited number of such transgenic plants and methods for producing such plants. In the present case, the claims so lack support, and the application so lacks disclosure, that a meaningful search over the whole of the claimed scope is impossible. Independent of the above reasoning, the claims also lack clarity (Article 84 EPC). An attempt is made to define the product and the method by reference to a result to be achieved. Again, this lack of clarity in the present case is such as to render a meaningful search over the whole of the claimed scope impossible. Consequently, the search has been carried out for those parts of the claims which appear to be clear, supported and disclosed, namely those parts relating to the transgenic plants and methods for producing such plants as claimed in claims 7 and 14 and described on page 5 , line 31 to page 6, line 22.

DOCID: <EP__1197558A3_I_>

European Patent Office

PARTIAL EUROPEAN SEARCH REPORT

Application Number
EP 01 12 2628

DOCUMENTS CONSIDERED TO BE RELEVANT			CLASSIFICATION OF THE APPLICATION (Int.Cl.7)
Category	Citation of document with indication, where appropriate, of relevant passages	Relevant to claim	
X	KATO MISAKO ET AL: "Purification and characterization of caffeine synthase from tea leaves" PLANT PHYSIOLOGY, vol. 120, no. 2, June 1999 (1999-06), pages 579-586, XP002173207 ISSN: 0032-0889 * figure 5; table II *	1-5	
X	SUZUKI T. ET AL.: "Biosynthesis of Caffeine by Tea-Leaf Extracts" BIOCHEMICAL JOURNAL, vol. 146, 1975, pages 87-96, XP001040587 * page 89, column 2, paragraph 2 - page 91, column 2, paragraph 3 * * page 94, column 1, paragraph 2 *	1-5	TECHNICAL FIELDS SEARCHED (Int.Cl.7)
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EPO FORM 1503 03.82 (P04C10)

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CLASSIFICATION OF THE APPLICATION (Int.Cl.7)

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ANNEX TO THE EUROPEAN SEARCH REPORT ON EUROPEAN PATENT APPLICATION NO. EP 01 12 2628

This annex lists the patent family members relating to the patent documents cited in the above-mentioned European search report. The members are as contained in the European Patent Office EDP file on
The European Patent Office is in no way liable for these particulars which are merely given for the purpose of information.

01-10-2002

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For more details about this annex : see Official Journal of the European Patent Office, No. 12/82